

ESTTA Tracking number: **ESTTA568538**

Filing date: **11/01/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92057917
Party	Defendant River Bend Center, LLC
Correspondence Address	RIVER BEND CENTER LLC ONE OMEGA DRIVE STAMFORD, CT 06907 UNITED STATES
Submission	Other Motions/Papers
Filer's Name	Michael K. Kinney
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Date	11/01/2013
Attachments	1508-0001-1_Motion to Amend Date of Use.pdf(23842 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Riverbend Commercial Title Agency Limited Partnership Petitioner, v. River Bend Center, LLC, Registrant.	Cancellation No: 92057917 In the Matter of: Registration No. 4167542 Mark: RIVER BEND Filing Date: November 3, 2011 Registration Date: July 3, 2012 Registration No. 4193538 Mark: RIVER BEND CENTER Filing Date: November 3, 2011 Registration Date: August 21, 2012
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MOTION TO AMEND THE DATES OF USE

Pursuant to 37 CFR §2.133 and TBMP §514.03, Registrant hereby makes a motion to amend the dates of use in the above-captioned registrations. The amendments to the dates of use are as follows:

Registration No. 4167542 Mark: RIVER BEND	
Previous Date of First Use: December 31, 1998	Amended Date of First Use: as least as early as July 24, 1985
Previous Date of First Use in Commerce: December 31, 1998	Amended Date of First Use in Commerce: as least as early as 1985

Registration No. 4193538 Mark: RIVER BEND CENTER	
Previous Date of First Use: December 31, 1998	Amended Date of First Use: as least as early as July 24, 1985
Previous Date of First Use in Commerce: December 31, 1998	Amended Date of First Use in Commerce: as least as early as 1985

An amendment to the dates of use can be made without consent by the Board, which in its discretion, may grant a motion to amend a registration that is the subject of an inter parties proceeding, even if the other party or parties do not consent thereto. *See* 37 CFR §2.133.

The Board is urged to act favorably on this timely motion, submitted prior to any significant activity in this case.

Date: November 1, 2013

Respectfully submitted,

By: /Michael K. Kinney/

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Attorney for Registrant
River Bend Center, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing ANSWER AND AFFIRMATIVE DEFENSES TO PETITION TO CANCEL has been served by First Class mail, this 1st day of November, 2013 upon the attorney for Petitioner, at the following address:

Cheryl S. Scotney Esq.
KEATING MUETHING & KLEKAMP PLL
One East Fourth Street, Suite 1400
Cincinnati, Ohio 45202

With courtesy copy by email to:
Cheryl S. Scotney at cscotney@kmklaw.com

/Michael K. Kinney/

Michael K. Kinney
MKG, LLC